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5 *Attorney for Defendants*

6 **UNITED STATES DISTRICT COURT**
7
DISTRICT OF NEVADA

9 MARCUS TURNER, an individual

10 Plaintiff,

11 vs.

12 HARVARD MEDTECH OF NEVADA,
13 LLC, a Nevada limited liability company;
14 KULDARSHAN S. PADDA, an individual,

15 Defendants.

16 Case No. 2:22-cv-1264-JCM-BNW

17 **STIPULATION TO PERMIT
DEFENDANTS ADDITIONAL TIME TO
FILE REPLIES**

18 Pursuant to Federal Rule of Civil Procedure 6(b)(1) and the Court's Local Rule of Civil
Practice 7-2, Plaintiff and Defendants stipulate and agree to permit Defendants additional time,
or until February 10, 2023, to file replies to Plaintiff's oppositions to Defendants' motions to
stay and for extension. *See* ECF Nos. 36 and 38. This is the parties' first request for an
extension of time for the purpose set forth herein. The parties respectfully request the Court
approve this stipulation and in support of this request rely upon the following facts:

24 Defendants' replies to Plaintiff's opposition to Defendants' motions for stay and
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extension were due, respectively, on January 27, 2023 and February 6, 2023. However, as
Defendant's counsel has explained to counsel for Plaintiff, due to an unfortunate computer error
these deadlines, while properly entered, did not get saved to defense counsel's calendaring
system. Counsel for Defendant did not become aware of the deadlines until reviewing the
Court's docket on February 7, 2023. The calendaring error which resulted in defense counsel
missing the deadlines was the result of excusable neglect.

In light of the foregoing, and based upon excusable neglect, the parties respectfully
request that the Court approve this Stipulation.

Respectfully submitted,

/s/ *Jennifer Braster*

Jennifer Braster, Esq.
Benjamin B. Gordon, Esq.
Alexius Miller, Esq.
Counsel for Plaintiff

Dated: February 9, 2023

/s/ *Paul S. Padda*

Paul S. Padda, Esq.
Counsel for Defendants

Dated: February 9, 2023

IT IS SO ORDERED:


UNITED STATES MAGISTRATE JUDGE

DATED: February 10, 2023